

March 25, 2003

Mr. Glen A. Watford  
Manager, Fuel Engineering Services  
Global Nuclear Fuel - Americas, LLC  
3901 Castle Hayne Road  
Wilmington, NC 28401

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC  
DISCLOSURE, LIMERICK GENERATING STATION, UNIT 2  
(TAC NO. MB6884)

Dear Mr. Watford:

By application dated November 21, 2002, Exelon Generation Company, LLC (EGC), requested an amendment for the Limerick Generating Station, Unit 2, operating license, proposing a revision to the Technical Specifications to provide new safety limit minimum critical power ratios (SLMCPRs). That request included a Global Nuclear Fuel - Americas, LLC (GNF-A), letter from Tammy G. Orr, GNF-A, to Kevin Donovan, EGC, "Limerick Unit 2 Cycle 8 Safety Limit MCPR," dated October 2, 2002. That letter included your affidavit dated October 2, 2002, requesting that the document be withheld from public disclosure pursuant to Title 10 of the *Code of Federal Regulations* (10 CFR), Section 2.790(a)(4) and 10 CFR 9.17(a)(4). A nonproprietary version has been placed in the Nuclear Regulatory Commission's (NRC's) Public Document Room and added to the Agencywide Documents Access and Management Systems Public Electronic Reading Room.

By letter dated February 25, 2003, EGC provided supplemental information to their application. That letter included GNF-A responses dated February 24, 2003, to NRC requests for additional information. The enclosed GNF-A affidavit from Jens G. Andersen dated February 24, 2003, requested that the GNF-A responses be withheld from public disclosure pursuant to 10 CFR 2.790(a)(4) and 10 CFR 9.17(a)(4). A nonproprietary version has been placed in the Nuclear Regulatory Commission's (NRC's) Public Document Room and added to the Agencywide Documents Access and Management Systems Public Electronic Reading Room.

The affidavits stated that the submitted information should be considered exempt from mandatory public disclosure for the following reasons:

- (1) Information that discloses a process, method, or apparatus, including supporting data and analyses, where prevention of its use by GNF-A's competitors without license from GNF-A constitutes a competitive economic advantage over other companies; and
- (2) Information which, if used by a competitor, would reduce his expenditure of resources or improve his competitive position in the design, manufacture, shipment, installation, assurance of quality, or licensing of a similar product;

We have reviewed your applications and the material in accordance with the requirements of 10 CFR 2.790 and, on the basis of your statements, have determined that the submitted

G. Watford

-2-

information sought to be withheld contains proprietary commercial information and should be withheld from public disclosure.

Therefore, the versions of the submitted information marked as proprietary will be withheld from public disclosure pursuant to 10 CFR 2.790(b)(5) and Section 103(b) of the Atomic Energy Act of 1954, as amended.

Withholding from public inspection shall not affect the right, if any, of persons properly and directly concerned to inspect the documents. If the need arises, we may send copies of this information to our consultants working in this area. We will, of course, ensure that the consultants have signed the appropriate agreements for handling proprietary information.

If the basis for withholding this information from public inspection should change in the future such that the information could then be made available for public inspection, you should promptly notify the NRC. You also should understand that the NRC may have cause to review this determination in the future, for example, if the scope of a Freedom of Information Act request includes your information. In all review situations, if the NRC makes a determination adverse to the above, you will be notified in advance of any public disclosure.

If you have any questions regarding this matter, I may be reached at 301-415-2855.

Sincerely,

***/RA by JBoska for/***

Scott P. Wall, Project Manager, Section 2  
Project Directorate I  
Division of Licensing Project Management  
Office of Nuclear Reactor Regulation

Docket No. 50-353

cc: See next page

G. Watford

-2-

information sought to be withheld contains proprietary commercial information and should be withheld from public disclosure.

Therefore, the versions of the submitted information marked as proprietary will be withheld from public disclosure pursuant to 10 CFR 2.790(b)(5) and Section 103(b) of the Atomic Energy Act of 1954, as amended.

Withholding from public inspection shall not affect the right, if any, of persons properly and directly concerned to inspect the documents. If the need arises, we may send copies of this information to our consultants working in this area. We will, of course, ensure that the consultants have signed the appropriate agreements for handling proprietary information.

If the basis for withholding this information from public inspection should change in the future such that the information could then be made available for public inspection, you should promptly notify the NRC. You also should understand that the NRC may have cause to review this determination in the future, for example, if the scope of a Freedom of Information Act request includes your information. In all review situations, if the NRC makes a determination adverse to the above, you will be notified in advance of any public disclosure.

If you have any questions regarding this matter, I may be reached at 301-415-2855.

Sincerely,

***/RA by JBoska for/***

Scott P. Wall, Project Manager, Section 2  
Project Directorate I  
Division of Licensing Project Management  
Office of Nuclear Reactor Regulation

Docket No. 50-353

cc: See next page

**DISTRIBUTION**

PUBLIC PDI-2 R/F JClifford SWall MO'Brien BPlatchek, RGN-I  
RCaruso MPSiemien, OGC

ADAMS ACCESSION NUMBER: ML030840002

OFFICE	PDI-2/PM	PDI-2/LA	SRXB/SC	OGC	PDI-2/SC
NAME	JBoska for SWall	MO'Brien	RCaruso	MSiemien	JClifford
DATE	3-4-03	3/4/03	3/5/03	3/18/03	3/21/03

**OFFICIAL RECORD COPY**

Limerick Generating Station, Units 1 & 2

cc:

Vice President, General Counsel and  
Secretary  
Exelon Generation Company, LLC  
300 Exelon Way  
Kennett Square, PA 19348

Manager Licensing-Limerick and Peach  
Bottom  
Exelon Generation Company, LLC  
Nuclear Group Headquarters  
Correspondence Control  
P.O. Box 160  
Kennett Square, PA 19348

Site Vice President  
Limerick Generating Station  
Exelon Generation Company, LLC  
P.O. Box 2300  
Sanatoga, PA 19464

Plant Manager  
Limerick Generating Station  
Exelon Generation Company, LLC  
P.O. Box 2300  
Sanatoga, PA 19464

Regional Administrator, Region I  
U.S. Nuclear Regulatory Commission  
475 Allendale Road  
King of Prussia, PA 19406

Senior Resident Inspector  
U.S. Nuclear Regulatory Commission  
Limerick Generating Station  
P.O. Box 596  
Pottstown, PA 19464

Chairman  
Board of Supervisors  
of Limerick Township  
646 West Ridge Pike  
Linfield, PA 19468

Chief-Division of Nuclear Safety  
PA Dept. of Environmental Resources  
P.O. Box 8469  
Harrisburg, PA 17105-8469

Library  
U.S. Nuclear Regulatory Commission  
Region I  
475 Allendale Road  
King of Prussia, PA 19406

Dr. Judith Johnsrud  
National Energy Committee  
Sierra Club  
433 Orlando Avenue  
State College, PA 16803

Vice President, Licensing and Regulatory  
Affairs  
Exelon Generation Company, LLC  
4300 Winfield Road  
Warrenville, IL 60555

Director-Licensing  
Mid-Atlantic Regional Operating Group  
Exelon Generation Company, LLC  
Nuclear Group Headquarters  
Correspondence Control  
P. O. Box 160  
Kennett Square, PA 19348

Correspondence Control Desk  
Exelon Generation Company, LLC  
200 Exelon Way, KSA 1-N-1  
Kennett Square, PA 19348

Chief Operating Officer  
Exelon Generation Company, LLC  
4300 Winfield Road  
Warrenville, IL 60555

Senior Vice President, Nuclear Services  
Exelon Generation Company, LLC  
4300 Winfield Road  
Warrenville, IL 60555

Limerick Generating Station, Units 1 & 2

cc:

Vice President, Mid-Atlantic Operations Support  
Exelon Generation Company, LLC  
200 Exelon Way, KSA 3-N  
Kennett Square, PA 19348

Senior Vice President  
Mid-Atlantic Regional Operating Group  
Exelon Generation Company, LLC  
200 Exelon Way, KSA 3-N  
Kennett Square, PA 19348

Regulatory Assurance Manager  
Limerick Generating Station  
Exelon Generation Company, LLC  
P.O. Box 2300  
Sanatoga, PA 19464